THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION No.22216 of 2006

Date 10-11-2006

Between:
Smt. G.Sarada.

..... PETITIONER

AND

Malkajgiri Municipality rep. by its Commissioner, Malkajgiri, R.R. District & another.

.....RESPONDENTS

THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION No.22216 of 2006

ORDER:

This Court ordered notice before admission on 26-10-2006 and granted status-quo for a period of three weeks.

Heard the counsel.

The Writ Petition is filed seeking a Writ of Mandamus declaring the action of the respondents in trying to dispossess the petitioner from her plot No.60, bearing H.No.30-544/60 situated at Old Saphilguda, East AnandBagh, Malkajgiri, without issuing notice and without following due process of law as illegal and arbitrary and consequently direct the respondents to follow due process of law.

It is stated that the petitioner purchased a plot with rooms therein on 09-02-2000 under a registered sale deed. It is also stated that at the request of the colony people of East Anandbagh, the petitioner gave her plot and rooms therein for conducting Ganesh Pooja. Further, it is stated that the colony people requested the petitioner to give the plot for construction of Ganesh Temple, for which the petitioner had refused. It is further stated that unfortunately the first respondent and the concerned authorities are trying to dispossess the petitioner saying that the plot is needed for the public purpose.

Several other factual details also had been narrated in this regard. In the light of the facts and circumstances explained, it is needless to say that the respondents are bound to follow due process of law if the respondents are inclined to initiate any further action in relation to the subject matter of the writ petition. In view of

the same, the writ petition is disposed of directing the respondents not to dispossess the petitioner from the subject matter of the writ petition unless and until they follow due process of law.

The Writ Petition is disposed of with the above directions. No order as to costs.

_____

10-11-2006

usd